

DIST/OFFICE	DOCKET		FILING DATE			J	N/S	O	R	R 23	\$	DEMAND		JUDGE NUMBER	JURY DEM.	YR.	DOCKET NUMBER
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1085/4	76	0262	06	16	76	4	365	1	12		900		8509	P	76	262-B	

PLAINTIFFS

EZERA E. ALLEN

DEFENDANTS

MALLINCKRODT CHEMICAL WORKS, a
Missouri Corporation, and E. I.
DUPONT DE NEMOURS & COMPANY, a
Delaware Corporation

CAUSE

Suit for personal injury damages resulting by virtue of product liability
and negligence and failing to properly warn and marketing an inherently
dangerous product

Larry L. Oliver

ATTORNEYS

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☐ CHECK
HERE
IF CASE WAS
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FILING FEES PAID

DATE

RECEIPT NUMBER

C.D. NUMBER

STATISTICAL CARDS

CARD DATE MAILED
JS-5 7-1-76
JS-6 3-1-77

DATE	NR.	PROCEEDINGS
1976 6-16 7-2	1	Complaint, filed. Summons issued. g <u>JURY TRIAL DEMANDED.</u> Summons, ret. & filed: served Mallinckrodt Chemical Works, St. Louis Mo. 6-23-76; served E. I. Dupont De Nemours & Co. by serving The Corporation Co. Ok. City on 6-21-76; E. I. Depond De Meours & Co. by serving Donald Pease, Secy. 6-21-76; Mallinckrodt Chemical Works by serving Secy. of State, Ok. City on 6-21-76. (USM \$17.44)g
7-6	2.	Appl. of def. Mallinckrodt for ext. of time to ans., filed. rm
7-6	3.	Order, filed, granting def. to Mallinckrodt to 7/28/76 to answer. (JCS-Clk)rm - copies mailed by counsel
7-12	4	Mot. of deft. duPont to dismiss and for more definite statement, filed. g
7-12	5	Brief in support of duPont's mot. to dismiss, etc., filed. g
7-12	MO	Pltf. directed to respond to duPont's mot. to dismiss, etc. within 10 days. (AEB-J)g
7-27	6.	Deft. Mallinckrodt Chem. Works' appl. for ext. of time to answer, fld. 1-0
7-30	7	Order, filed, granting until 9-13-76, for Deft. Mallinckrodt to answer. (AEB-J)b cps mld
8-5	8	Order, filed, that (1) Motion of E.I. De Pont de Nemours & Co. to dismiss Pltf's claim is hereby sustained; (2) Alternative motion of Deft. E.I. du Pont de Nemours & Co., for more definite statement of Pltf's complaint is hereby sustained. Pltf. is granted to & including 8-15-76, in which to file amended complaint in conformity with aforesaid motion; (3) Motion to dismiss complaint of Deft. E.I. du Pont de Nemours is passed w/out ruling pending filing by Pltf. of an amended complaint. (AEB-J)b cps mld
8-16	9.	Deft. E. I. Du Pont De Nemours & Co.'s first interrogatories, filed.s
8-20	10.	Pltf's. first amended complaint, filed.s
8-30	11.	Defts. Application for Extension of Time to Plead or Answer to Pltfs. First Amended Complaint, filed. (O to J) nb
8-31	12.	Order, filed, granting deft. Du Pont til 9-19-76 to plead or answer first amended compl. (AEB-J)k cps mld
9-10	13.	Deft. Mallinckrodt's appl. for time til 9-30-76 to answer, filed.k o
9-13	14.	Order, filed, granting Deft. Mallinckrodt Chemical Works an ext. of time of 20 days from 9-10-76 to ans. 1st Amended Compl. (AEB-J)v -cps. mld.
9-14	15.	Pltf's mot. for ext. of time till 9-22-76 to ans. deft. Depont De Nemours' interrogatories, filed.s O to J
9-16	16.	Order, fld., granting Pltf. an ext. of time until 9-22-76 to ans. Deft. Depont's interrogs. (AEB-J)v -cps. mld.
9-20	17.	Mot. of E. I. Du Pont De Nemours & Co. to Dismiss 1st Amended Compl., fld. v
9-20	18.	Brief in support, fld. v
9-21	MO:	Pltf. granted 10 days from this date to respond. (AEB-J)v
9-30	19.	Deft. Mallinckrodt Chemical Works motion to dismiss first amended complaint of Pltf., filed.s
9-30	20.	Brief in support of mot. to dismiss of Deft. Mallinckrodt Chemical Works, filed.s
9-30	MO	It is ordered by the Court that the Pltf. file a responsive brief within ten (10) days to deft. Mallinckrodt Chemical Works Mot. to Dismiss first amended complaint.s (AEB-J) cps. mld.
10-5	21	Pltf's memorandum reply brief, filed.s
10-5	22	Pltf's answer to interrogatories, filed.s
10-15	MO	Case referred to Mag. Bradford for findings & recommendations on pending mots. (AEB-J)k continued

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. _____
Ezera Allen	Mallinckrodt Chem. Works, et al	PAGE ____ OF ____ PAGES

DATE	NR.	PROCEEDINGS
1976		
10-19	23.	Deft. Du Pont's reply brief in support of mot. to dismiss first amended complaint, filed.k
10-19	24.	Deft. De Pont's motion to compel pltf. to file further ans. to interrogatories, filed.k
10-19	25.	Brief in support of deft. Du Pont's mot. to compel ans. to interrogs, filed.k
10-19	MO	It is ordered by the Court that the pltf. file a responsive brief within ten (10) days to the mot. to compel pltf. to file further ans. to interrogs. filed by deft. Du Pont. (AEB-J)k cps mld
11-10	26.	Pltf's first interrogs. to deft. Du Pont, filed.k
11-10	27.	Pltf's first interrogs. to deft. Mallinckrodt, filed.k
12-2	28.	Pltf's reply brief to deft. Du Pont's motion to compel further answers to interrogatories, filed.s
12-3	29.	Stipulation for ext. of time in which to answer or object to Pltf's first interrogatories w/order as part of application, filed.s 0 to J
12-7	30.	Order, filed, that mot. to compel pltf. to file further answers to interrogatories filed by deft. E. I Du Pont De Nemours & Co. is sustained and pltf. is directed to file such further answers within 20 days from this date.s (AEB-J) cps. mld.
12-7	31.	Order (part of stip.), filed, ext. time for deft. E. I. duPont de Nemours to ans. or obj. to pltf's first interrog. until 1-10-77. (AEB-J)hm (copies mailed) <i>op. mld. signed 12-17-76 by C. Baker</i>
12-10	32.	Deft. Mallinckrodt Chemical Work's request for ext. of time to answer pltf's interrogatories, filed.s 0 to J
12-13	33.	Order, filed, granting deft. Mallinckrodt Chemical Works until 12-31-76 to ans. the interrogatories propounded by the pltf.s (AEB-J) cps. mld.
12-30	34.	Deft. Mallinckrodt's appl. for time til 1-15-77 to ans. pltf's interrogs., filed.k 0 to J
1977		
1-4-	35.	Deft. E. I. DuPont De Nemours & Co.'s Motion to compel supplemental answers to interrogs. and/or to impose appropriate sanctions upon pltf., filed.s
1-4	MO	It is ordered by the Court that the Pltf. file a responsive brief within ten (10) days to deft's mot. to compel supplemental ans. to interrogs and/or to impose appropriate sanctions upon pltf.s (AEB-J) cps. mld.
1-7	36	Order, filed, granting deft. Mallinckrodt Chem. until 1-15-77 to ans. interrogs. (AEB-J)g cp mld.
1-7	37.	Appl. for ext. of time to file answers to interrogs., fld. by Pltf. Ezera Allen. ^(o)
1-10	38.	Deft. Du Pont's answers & objections to pltf's interrogs., filed.k
1-10	39.	Brief in support of deft. Du Pont's objs. to pltf's interrogs., fld.k
1-11	40.	Order, filed, granting pltf. until 2-5-77 to ans. defts. interrogs.s
1-14	41.	Deft. Mallinckrodt's answers to pltf's interrogs., filed.k
<i>2-14 Settled as to inter. with depts. I am to enter a motion</i>		

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. _____
		PAGE ____ OF ____ PAGES

DATE 1977	NR.	PROCEEDINGS
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2-14	42.	Deft. E. I. Du Pont De Nemours & Company's mot. to impose sanctions upon pltf., filed.s
2-14	MO	It is ordered by the Court that the Pltf. file a responsive brief to Deft. E. I. Du Pont De Nemours & Co.'s mot. to impose sanctions within 10 days.s (AEB-J) cps. mld.
2-24	43	Pltf. appl. to allow Dismissal/fld. ho
2-24	44	Pltf. brief in supp. of mot. to allow dismissal. fld O to J. ho
2-24	45	Order, fld. and entered, ordered this matter dismissed at request of pltf. w/out prejudice, further pltf. is granted one year from date of this dismissal w/in which to refile said action. (AEB-J) cps mld by atty. ho